

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Koester, et al.

Examiner: **Necholus Ogden**

Application No.: **09/831,432**
(**Conf. No. 4209**)

Group Art Unit: **1751**

Filed: **July 30, 2001**

Attorney Docket No. H 3540 PCT/US
(**S&L Docket No.: P40269 USA**)

For: **Machine Dishwashing Rinse Agents and Methods of Using Same**

FILED ELECTRONICALLY ON JANUARY 2, 2009

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO SUSPEND PROSECUTION UNDER 37 CFR 1.103

Sir:

Applicants hereby petition for a six (6) month suspension of examination under the provisions of 37 C.F.R. 1.103(a). This submission is accompanied by an authorization to charge deposit account number 50-1943 for the petition fee of \$200 under 37 C.F.R. 1.17(g). If any additional fees are required to further the prosecution of this application, the Office is authorized to charge such fees to Deposit Account No. 50-1943.

A non-final office action was mailed in connection with the above identified application on July 1, 2008. A reply to this office action has been filed concurrently herewith. Therefore, no reply to this office action is outstanding.

Good and sufficient cause exists for suspension of action in connection with this application. In the outstanding office action, the Examiner rejected all the claims as being obvious on the grounds that the cited references establish prima facie obviousness. Applicants contend that the subject matter defined by the claims now pending produces unexpected results relative to the disclosures contained in the cited patent documents. Applicants request suspension in order to meet the examiners objections and facilitate

prosecution of the present application. Suspension of prosecution for a period of six (6) months will provide sufficient time for applicants to develop and present the data necessary to establish such unexpected results in view of cited patent documents.

If any additional fees are required to further the prosecution of this application, the Office is authorized to charge such fees to Deposit Account No. 50-1943.

Respectfully submitted,

Date: January 2, 2009

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